IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

TUESDAY, THE 21ST AUGUST 2007 / 30TH SRAVANA 1929

CRP.No. 344 of 2007()

OS.231/1998 of II ADDL.SUB COURT,KOZHIKODE

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REVN. PETITIONER: DEFENDANT

M/S.HERBERTSONS LTD.,
EWARF HOUSE, HOMI MODI STREET,
MUMBAI-400 023, REPRESENTED BY ITS POWER OF
ATTORNEY T.N.SREENIVASAN.

BY ADV. SMT.PRABHA R.MENON
SRI.M.KRISHNAKUMAR

RESPONDENTS: PLAINTIFF

PIERCE LESLIE CASHEWS & COFFEE LTD.,
25, DR.P.V.CHERIAN CRESENT, EGMORE,
CHENNAI-600 105, REPRESENTED BY ITS
MANAGING DIRECTOR.

BY ADV. SRI.A.M.SHAFFIQUE
SRI.E.K.NANDAKUMAR
SRI.A.K.JAYASANKAR NAMBIAR
SRI.P.BENNY THOMAS

THIS CIVIL REVISION PETITION HAVING BEEN FINALLY HEARD ON 21/08/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

ORDER ON I.A. 1073/07 IN C.R.P.344/07

DISMISSED:

21/8/07 SD/- M.N.KRISHNAN, JUDGE

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P.A. TO JUDGE

M.N.KRISHNAN, J.

C.R.P.No. 344 OF 2007 C

Dated this the 21st August, 2007.

O R D E R

This civil revision petition is preferred against the order of the Subordinate Judge, Kozhikode in O.S.231/98. The challenge is against the jurisdictional aspect of the said court to entertain the case. Now a compromise petition is filed between the parties and as per the terms of the compromise they want the suit to be dismissed as settled out of court, with the counter claim to be dismissed also as settled out of court and to direct the court below to refund half the court fee on the plaint as well as in the counter claim. In view of the petition filed for compromise and as the matter is settled the C.R.P is dismissed as settled.

2. The Registry is directed to forward the compromise petition I.A.2087/07 to the court below and the court below shall pass appropriate orders on the compromise petition recording the compromise and pass consequential orders as requested for in the compromise petition.

M.N.KRISHNAN
Judge

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